

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *eg* D.C.  
05 AUG 22 PM 4: 34

THOMAS M. GOULD  
CLERK U.S. DISTRICT COURT  
W/D OF TENN. MEMPHIS

---

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	CR. NO. 04-20417-Ma
	)	
ANTHONY TOWNER,	)	
	)	
Defendant.	)	

---

**ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY**


---

This cause came on for a suppression hearing on August 4, 2005. Defense Counsel requested a continuance of the present trial date in order to allow for additional preparation in the case and to allow for the disposition of the pending Motion to Suppress.

The Court granted the request and continued the trial date to the rotation docket beginning October 3, 2005 at 9:30 a.m., with a report date of Friday, September 23, 2005 at 2:00 p.m.

The period from August 4, 2005 through October 14, 2005 is excludable under 18 U.S.C. §§ 3161(h)(8)(B)(iv) and 3161(h)(1)(F) because the interests of justice in allowing additional time to prepare and the need to dispose of the pending motion outweigh the need for a speedy trial.

IT IS SO ORDERED this 22<sup>d</sup> day of August, 2005.

  
\_\_\_\_\_  
SAMUEL H. MAYS, JR.  
UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance  
with Rule 55 and/or 32(b) FRCrP on 8-25-05



## Notice of Distribution

This notice confirms a copy of the document docketed as number 57 in case 2:04-CR-20417 was distributed by fax, mail, or direct printing on August 25, 2005 to the parties listed.

---

Howard L. Wagerman  
WAGERMAN LAW FIRM  
200 Jefferson Ave.  
Ste. 1313  
Memphis, TN 38103

Stephanie Zander Johnson  
U S ATTORNEY'S OFFICE  
167 N. Main St  
Ste 800  
Memphis, TN 38103

Honorable Samuel Mays  
US DISTRICT COURT